

R E M A R K S

Claims 1, 2, 4 and 5 as set forth in the Claims Appendix of applicants' Brief on Appeal dated August 28, 2006, are currently pending.

The Examiner rejected applicants' claims noting that the Terminal Disclaimer concerning **Cotter et al.**'s U.S. Patents No 6,521,628 and No. 6,734,202 was improper, and indicated that the claims will be allowed once a proper Terminal Disclaimer was submitted.

Accordingly, applicants herewith submit a terminal disclaimer disclaiming the terminal part of a patent granted on this application which would extend beyond the expiration date of **Cotter et al.**'s U.S. Patents No 6,521,628 and No. 6,734,202, and agreeing that a patent granted on this application shall be enforceable only for and during such period that the legal title of such patent is the same as the legal title to **Cotter et al.**'s U.S. Patents No 6,521,628 and No. 6,734,202.

Applicants also submit herewith a properly executed Power of Attorney ... and Statement under 37 C.F.R. §3.73(b). In light of the attached the application should now be in good condition for allowance. Favorable action is respectfully solicited.